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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

TAVNER COOK,  
Petitioner,  
v.  
L. LUNDY, Warden  
Respondent.

No. 2:23-cv-01107-KK-BFM

**ORDER ACCEPTING  
MAGISTRATE JUDGE'S  
REPORT AND  
RECOMMENDATION**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the records and files herein, the Magistrate Judge's Report and Recommendation, and Petitioner's Response to the Report and Recommendation. The Court accepts the recommendations of the Magistrate Judge.

**ACCORDINGLY, IT IS ORDERED:**

1. The Report and Recommendation is accepted.
2. Petitioner's stay-related motions (ECF 13-18) are denied.
3. Based on Petitioner's Response and his sworn declaration reflecting his intent to proceed only on Grounds Two and Three (ECF 36 at 3), Ground One of the Petition is dismissed without prejudice.

1           4.     The action shall proceed on Grounds Two and Three only.

2           5.     The Court Clerk shall serve this Order on all counsel or parties of  
3                 record.

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5     DATED: February 26, 2024

A handwritten signature in black ink, appearing to read 'Kenly Kato', written over a horizontal line.

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7                     HONORABLE KENLY KIYA KATO  
8                     UNITED STATES DISTRICT JUDGE  
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